

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

UNITED STATES OF AMERICA,)	CASE NO. 5:07CR517-002
)	
Plaintiff,)	JUDGE CHRISTOPHER A. BOYKO
)	
v.)	MAGISTRATE JUDGE VECCHIARELLI
)	
ADOLFO BARRAGAN RODRIGUEZ,)	
)	
Defendant.)	<u>ORDER</u>

The Defendant was sentenced by this Court on April 17, 2008 after entering a plea of guilty to Count 1 of an indictment charging violations of 21 U.S.C. § 846 and 841(a)(1), Conspiracy to Possess With Intent to Distribute and to Distribute Cocaine and Methamphetamine.

The Court sentenced the Defendant to the custody of the Bureau of Prisons for a total term of 52 months followed by 3 years Supervised Release. The Court waived Defendant's fine and ordered the Defendant to pay a special assessment of \$100.00 due immediately to the United States.

In addition, the Defendant was sentenced to the standard conditions of Supervised Release and the following additional condition:

“The Defendant shall surrender to the Bureau of Immigration and Customs Enforcement, U.S. Department of Homeland Security for deportation as provided by law, and shall not illegally re-enter or remain in the United States.”

The Court **VACATES** this portion of the sentence and sentencing record as Defendant is a citizen of the United States.

Therefore, Deportation is **NOT** an additional condition of Supervised Release and is **NOT** applicable to this Defendant.

The Presentence Investigation Report shall immediately be amended to reflect this change.

IT IS SO ORDERED.

s/Christopher A. Boyko
CHRISTOPHER A. BOYKO
United States District Judge

April 22, 2008